



5/5/04

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**PATENT APPLICATION
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN THE APPLICATION OF: Batt

CASE NO.: PH7440 NP

SERIAL NO.: 10/670,596

GROUP ART UNIT: 1625

FILED: September 25, 2002

EXAMINER: Aulakh, C.

FOR: N-SUBSTITUTED HETEROCYCLIC AMINES AS MODULATORS
OF CHEMOKINE RECEPTOR ACTIVITY

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Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action dated April 8, 2004, Applicants hereby elect with traverse Group I, Claims 1- 22. In response to the requirement to elect a single disclosed species, Applicants elect Example 2, Table 1, page 141. However, Applicants understand this requirement for election of species to be for initial examination purposes only, in accordance with MPEP §803.02, and this should not be a requirement to restrict the scope of the generic and subgeneric claims of this application to such species. If the Office Action is a requirement to restrict the scope of the generic and subgeneric claims to the elected species, Applicants traverse this requirement. Such a requirement would be improper, for the reasons stated in MPEP